

## Message Text

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PAGE 01 JAKART 12286 120425Z  
ACTION L-03

INFO OCT-01 EA-10 ISO-00 JUSE-00 EB-08 TRSE-00 XMB-02  
COME-00 CIAE-00 INR-10 NSAE-00 /034 W  
-----084068 121404Z /64  
R 120244Z SEP 78  
FM AMEMBASSY JAKARTA  
TO SECSTATE WASHDC 1351

C O N F I D E N T I A L JAKARTA 12286

E.O. 11652: GDS  
TAGS: PINS, ID  
SUBJECT: WAIVER OF INDONESIAN BANK SECRECY LAWS

REF: JAKARTA 9851

1. IN FOLLOW-UP CALL AT FOREIGN OFFICE, MR. TARMUDJI,  
SECRETARY OF THE DIRECTORATE GENERAL FOR PROTOCOL AND CONSU-  
LAR AFFAIRS, TOLD US THAT, ALTHOUGH SYMPATHETIC TO OUR  
REQUEST FOR WAIVER OF BANK SECRECY LAW, GOI HAD FOUND THAT  
INDONESIAN LAW IS WRITTEN IN SUCH A WAY AS TO PREVENT COM-  
PLIANCE WITH OUR REQUEST.

2. AS TARMUDJI DESCRIBED SITUATION TO US, ONLY MINISTER OF  
FINANCE CAN GRANT WAIVER OF BANKING LAW'S SECRECY PROVISIONS  
AND HE CAN DO SO ONLY IN TWO CIRCUMSTANCES, TAX INVESTIGA-  
TIONS AND CRIMINAL PROSECUTIONS. TO BE CONSIDERED FOR  
WAIVER BOTH TAX CASES AND CRIMINAL CASES MUST FALL WITHIN  
INDONESIAN JURISDICTION. SINCE U.S. INVESTIGATION DOES NOT  
MEET THESE CONDITIONS, MR. TARMUDJI SAID, GOI CANNOT ACCEDE  
TO OUR REQUEST FOR WAIVER.

3. MR. TARMUDJI SAID FOREIGN OFFICE WOULD FORMALLY  
REPLY TO OUR OFFICIAL REQUEST SHORTLY. REPLY WILL BE  
POUCHED AS SOON AS RECEIVED.

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NNN

## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** LAW, INFORMATION EXCHANGE, BANKS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 12 sep 1978  
**Decaption Date:** 01 jan 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 20 Mar 2014  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1978JAKART12286  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D780370-0637  
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**Litigation History:**  
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**Office:** ACTION L  
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**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
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**Review Release Event:** n/a  
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**Review Withdrawn Fields:** n/a  
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**Review Markings:**  
Sheryl P. Walter  
Declassified/Released  
US Department of State  
EO Systematic Review  
20 Mar 2014  
**Markings:** Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014